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DRICE IS A BIG ITEM IN BUYING DINNERWARE -particularly so to those who are just starting in life, when every penny must be stretched to its

When an opportunity such as we offer to-day steps forward it's worth considering—it's one of those circumstances made to help make your home happier.

Think of getting a 100-piece semiporcelain Dinner Set, with floral spray decoration, gold trimmed, worth \$10,

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Vettes Dry Boods 60 Sole Agents Butterick Patterns.

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Shirt Satisfaction.

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44 East Washington Street.

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ENGRAVER OF WEDDING INVITATIONS CALLING AND AT HOME CARDS SOCIETY STATIONERY.

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MADE SOFT AND SMOOTH BY

Woods' Lotion An Eastern favorite for fifty years, dainty and harmless, restores to skin what hard water and

t families of Boston and New York always have it with them at home or abroad. A luxury after shaving. At Sloan's Drug Store

THE THEATERS.

To-Day's Schedule.

ENGLISH'S .- Mrs. Langtry in Crossways," 8:15 p. m. GRAND.-Vaudeville, 2:15 and 8:15 p. m. PARK .- "The Cattle King." 2 and 8 p. m. EMPIRE.-Burlesque, 2 and 8 p. m.

Theatrical Notes.

After an absence of many years Mrs. Langtry will make her reappearance in this city this evening at English's. The play in which she will be seen is called "The Crossways," and the English actress is responsible for the greater part of the authorship. Mrs. Langtry was induced to write it on account of the failure of a wellknown author to finish a play that he had contracted to deliver at a certain time, and she was assisted in her undertaking by the leading actor of her company, J. Hartley Manners, who has had previous experience at play making. "The Crossways" is not a problem play, but is said to point to a pretty moral. It is that an unhappy person may find happiness in accomplishing the pleasure of others. The plot hinges upon a string of priceless pearls which almost wreck the lives of the several people concerned in their ownership, but the complications of the plot are smoothed out gracefully in the end, and the play has a been famous for her exquisite taste in dress, and doubtless the sartorial display this evening will be of even more interest to the women in the audience than the play itself. When she determined to produce "The Crossways," which admits of the most elaborate costuming on her part, she gave carte blanche to Paquin, the leading milliner of Paris, in ordering her new gowns, and the result has been a series of "creations" such as have never before been seen on the American stage. The audience this even-

XXX ing engagement of Grace George in "Pretty day nights and at Saturday's matinee. The second half of the programme, and will

ing promises to be a large and fashionable

gathering.

subject of Miss George's "unprecedented | tist Young People's Union. juvenility," but while it is true that she is a very young woman to be a theatrical star, she is not the youngest to win dis-tinction as an actress. Peg Woffington, for instance, whom she impersonates in this play, was an acknowledged genius at seventeen, having already given her wonderful had enjoyed and suffered the pleasures and pains without which David Belasco declares no person can become a real artist. She did not live to be over thirty-five. Rachel's remarkable career was run between the ages of eighteen and twenty-six, while to come nearer to date, Mary Anderson was a celebrity before she was twenty-four. Miss George is not the only youthful actress of distinction now before the public, as her press notices would indicate. She is one of four, the other three being Ethel Barrymore, Maude Fealy and little Millie James, | Mary Buchanan, the two little daughters who is fast becoming recognized as some- of Mr. and Mrs. Buchanan, were the bride's thing better than a "child artist." Miss only attendants. They were dressed in

George is just twenty-three. When it comes to accomplishing the seemingly impossible Mrs. Fiske stands without a peer on the stage. Her production this season of Paul Heyse's "Mary of Magdala" is in this respect the most notable triumph of her career. Hardy's "Tess of the D'Urbervilles" had been refused by nearly every manager in London and New York before she made it the framework for one of the greatest tragic impersonations in modern drama. For fifty years dramatists and actors had been trying in vain to get Thackeray's "Vanity Fair" upon the stage, and she succeeded where they had failed. And Mrs. Fiske has now staged Paul Heyse's drama of the crucifixion, so treating it that the work is theatrically impressive in the highest degree and at the same time reverent and religious in its spirit.

"The Cattle King" will be the bill at the Park this afternoon and the remainder of the week. James H. Wallick's company is doing a big week's business in its revival of the old-time border dramas. "The Bandit King" attracted large audiences the first half of the week and the new attraction is likely to prove even more popu-lar, as "The Cattle King" is considered the better play of the two. John J. Farrell will appear in the leading heroic role, and the piece will be staged in the most elaborate manner. The company is the best one ever seen at the Park in a sensa-

Signora Eleanora Duse will probably be seen in Indianapolis next season. Her personal representative, now · in Florence, Italy, has written to Charles Frohman that the great Italian actress is desirous of making another American tour next season, during which she wishes to appear in the cities of the mid West where she was not | Brookville, Pa., were married yesterday aftseen during her last visit to this country. If arrangements are made for her coming she will play four weeks in New York, one week in Boston and will spend the rest of where the bride has been visiting the greatthe time in making one and two-night appearances in this section of the country.

Sir Gilbert Parker, the novelist, was announced to be at work on the dramatization of his story, "The Right of Way," for immediate presentation, but it now transpires that he has been devoting all the time he could spare from his parliamentary duties in England to collaborating with Miss Ginevra Ingersoll, formerly of Joseph Jefferson's company, in the dramatization of one of his earlier books, "When Valmond Came to Pontiac." It is now understood that "The Right of Way" will not be produced until next fall.

"Mrs. Wiggs of the Cabbage Patch," who has been called by one book reviewer the feminine David Harum, will go the way of most other characters in recent popular fiction and be seen on the stage next season. Liebler & Co. are arranging to transfer the entertaining Mrs. Wiggs and several other inhabitants of the cabbage patch to the region abaft the footlights. Mrs. Anne Crawford, who wrote "Miranda of the Balcony" for Mrs. Fiske, is now making the dramatization.

The advance sale of seats for the Elks' big minstrel performance will open this morning at English's box office, and there will be an active demand. The rehearsals for the benefit have been progressing satisfactorily and the fraternity promises to give the best entertainment it has had to offer in many seasons.

Fay Templeton has signed contracts with the Shuberts whereby she will appear under their management for the next three years. The popular comedienne, who has been such a great success at Weber & Fleld's Music Hall during the last three years, will be seen in a new musical comedy next season.

Helene Mora, the well-known vaudeville singer, and a great favorite in Indianapolis, is very ill at her home in New York, health for the last two years, but has kept her engagements through pure force of

PERSONAL AND SOCIETY.

Miss Mabel Norris has returned from a

is the guest of his brother, Mr. Merle N. A. Mrs. Henderson, of Kokomo, is visiting her daughter, Mrs. Edward R. L. Treat,

Mrs. J. R. Hussey, of Woodruff Place, will return to-day from a short trip to

Tarquinia Voss. Mrs. John T. Brush and daughter Natalie will go to French Lick to-morrow for a

The D. D. Euchre Club will be entertained to-night by Miss Manlove at her home, 115 East Eighteenth street. Miss Florence Malott has returned from Washington, D. C., where she has been visiting Mrs. Charles W. Fairbanks.

Mrs. Don Price Hawkins will give a small company this afternoon in honor of her guest, Miss Bessie Smeek, of Chicago, Mrs. Charles F. Henshall, of New York city, formerly Miss Grace Selby, of this city, is here for a few days at the Hotel

Mrs. J. F. Phieme, of Fort Wayne, formerly Miss May Bunger, of this city, is visiting Mrs. J. W. Bunger, at 426 East St. Clair street. Mr. and Mrs. J. W. Lovett, of Anderson,

were in the city a short while yesterday afternoon. They were on their way to Martinsville. Miss Mabel Rose gave a company last night in honor of Miss Bertha Hillis, of Greencastle, who is the guest of Miss Miller,

on North Illinois street. Mrs. Ned B. Nelson, of Milwaukee, who D. J. Reagan, 1109 North Senate avenue, has returned to her home.

Mrs. Charles A. Wallingford and son Dan are home from Texas, where they have been visiting relatives since their trip with Mr. Wallingford through Mexico. Mrs. George Clare White and Miss Hettie Ellis entertained at cards yesterday after-

nard, of Denver, formerly Miss Fannie White, of this city. Miss Irma Rosenthal entertained the members of the Bachelor Girls' Club yesterday afternoon. New members of the club include Mrs. Sylvan Kahn, Mrs. Harry Kahn, Mrs. Albert Rosenthal, Miss Isabel

Hans and Miss Estelle Selig. Miss Dove Collins entertained a party of friends last evening at her home, on North lilinois street, for her friend, Miss Bonner, of Chicago. Red lights and red carnations and ferns were the decorations for the dining room. Carnations were the favors. A handsome luncheon was given yester-

happy ending. Mrs. Langtry has always day by Mrs. William Scott, in honor of Miss Helen Greene, of Cleveland, who is Miss Carey's guest, and Miss Lois Pratt, who has recently returned to Indianapolis for residence. Mrs. Scott's home was beautifully adorned with spring flowers, and a number of the friends of the guests of honor were entertained.

Mrs. Mary Jeffery Christian, assisted by a number of her pupils, will give a musicale Friday evening at the College-avenue Baptist Church. Mr. Walter Kipp, flutist, and Miss Bonnie Summitt, accompanist, will also assist. The first part of the programme will include songs by the ladies' chorus, of which Mrs. Christian is director. Much interest is being shown in the com-ng engagement of Grace George in "Pretty Miss Egan, Miss Winifred Kile, Miss Peck-Peggy" at English's to-morrow and Satur- Kipp. Mrs. Christian will appear in the

BESHORE-JOHNSON. The marriage of Miss Evangeline Johnson and Mr. Hiram Beshore, both of Marion, was solemnized at noon yesterday at the home of the bride's cousins, Mr. portrayal of Ophelia. At twenty-one she and Mrs. William W. Buchanan, on North Delaware street. The Rev. George L. Mackintosh pronounced the marriage serva few friends of the bridal couple. A ernoon. harpist played the wedding music, giving the wedding march from "Lohengrin" for the entrance of the bridal party to the ceremony room and "Believe Me, if All Those Endearing Young Charms," the service was pronounced. Dorothy and only attendants. They were dressed in dainty frocks of white, one with pink ribbons and the other with blue, and both carried baskets of sweet peas and marguerites. The bride was gowned in a traveling suit of brown etamine, with a hat to harmonize, and carried a cluster of violets. Mr. and Mrs. Beshore left last night a wedding trip South, and on their return they will reside in Marion, where they will be at home to their friends after May 1. Among the friends who arrived the same denomination in Indianapolis. He from out of town for the service were Inman, Miss Georgianna Sweetser, Miss Edna Westerman, Miss May Serviss, Mr. Griffith Dean and Mr. Ross Johnson, of Marion, and Mr. and Mrs. Hill, Mrs Welshands and Mr. and Mrs. Walter Had-

> ley, of Danville. MRS. RICHIE'S COFFEE. Mrs. I. N. Richie was the hostess for a delightful coffee yesterday afternoon, entertaining about twenty-four of her friends. The guests were seated at three tables, at each of which two hostesses presided. With Mrs. Richie was Mrs. Harriet A. Bingham, and at the other tables were Mrs. Chapman Williams and Mrs. Henry W. Lawrence, Mrs. Lyman H. Louis and Mrs. John M. Lilly. The color tones of red and yellow were carried out in the decorations of the tables by the means of low center clusters of tulips of the two shades. The tables were handsomely appointed and the menu cards were in German. For favors the guests received cards with miniature portraits of German poets and composers upon them. During the course of the coffee toasts were given, Mrs. Williams making the opening remarks with a toast to the hostess. Mrs. Louis spoke "Our Husbands." Mrs. Bingham and Mrs. Lawrence made a few happy remarks and in conclusion Mrs. Richie toasted "My Guests." Among the guests was Miss Emma Lilly, of Mount Clemens, Mich., with Mrs. Charles M. Lilly.

> PATTERSON-ALTER. er part of the winter. Only the members of the family and a very few friends were bidden to the service, which was pro-nounced by the Rev. M. L. Haines, of the First Presbyterian Church. Mrs. William E. Kurtz played the wedding march. The bride was gowned in a pale gray crepe, fashioned with lace, and carried a bouquet of Bride roses. The several rooms were prettily adorned with spring flowers, and the color tones of red and green were followed in the dining room, where carnations were used for decoration. The only out-of-town guest present was Miss Isa-dore Gray, of Muncie. Mr. and Mrs. Patterson left last night for their future home

in Brookville, Pa. EVANS-WILLIAMS.

Special to the Indianapolis Journal. KOKOMO, Ind., March 11.-Mr. Perry Evans, an accountant with the Island Coal Company, Indianapolis, and Miss Pearl Williams, a stenographer in an Indianapolis bank, were married in Kokomo on March 1 at the home of Lee Albaugh, a friend of the groom. The Rev. C. W. Choate, of the Congregational Church, officiated. The marriage was intended for a thirty-day secret, but it became known to-day.

WELLS-MILLER. Special to the Indianapolis Journal. MARION, Ind., March 11.-The marriage of Miss Florence E. Miller, daughter of Charles E. Miller, and William H. Wells took place in this city at noon to-day, the Rev. H. Smith, of Pendleton, officiating. KELLEY-REIDER.

Special to the Indianapolis Journal. EVANSVILLE, Ind., March 11 .- The marriage of Miss Louise Reider and Mr. J. W. Kelley took place this evening at Boonville, Ind.

MUSIC.

The Matinee Musicale Recital.

A concert of unusual interest was given yesterday afternoon at the Propylaeum by the Matinee Musicale before the large audience that always gathers to hear the proand doubts are expressed as to her recov-ery. Miss Mora has not been in good which has become noted for its fine intergrammes offered by this admirable society pretations of the chamber music of the various composers. The recital was of especial attractiveness because of the fact that Richard Strauss's musical setting of Tennyson's poem, "Enoch Arden," was given for the first time in this city, and given in a way that is deserving of the highest Mr. Guy M. Walker, of New York city, praise that can be bestowed. Much has been written concerning this new departure of Strauss's, and some adverse criticism was directed at the composer upon the occasion of the initial presentation of his new work in London last year. Strauss Chapped Skin French Lick.

Mrs. Stillwell and Mrs. O. P. Morton, of Anderson, arrived yesterday to visit Miss only feature of the work that deserved any unfavorable comment. The composition is not a melodrama at all-at least, not in the general acceptance of the term. It is of exquisite poetic beauty, never overdrawn, never too dramatic-beautiful, tender, sorrowful, glad by turns and always touching a responsive chord in the heart of the listener, no matter what sentiment or what emotion the music may be illustrating. It is strange that critics should have found fault with this work, and about the only explanation that can be offered is that musical critics are only too often so prejudiced in favor of certain standards and certain ideals that an innovation in musical composition upsets the even tenor of their way. Why shouldn't a composer seek new fields of musical thought? Wagner was ridiculed by many critics when he gave his first music dramas to the world, but those music dramas are being sung in most civilized countries now, and who can remember the names of the faultfinders who attempted to laugh them to scorn? M'ss Charlotte Clay Probasco, of Bloomngton, Ill., was the reader at yesterday's recital and Mrs. Winifrede Hunter Mooney the pianist. Miss Probasco's rendition of the beautiful old poem of Tennyson was thoroughly intelligent and satisfying. She is entirely free from the affectations of has been visiting her parents, Mr. and Mrs. | voice and manner that so often mar the work of a platform entertainer, her interpretation of the lives of Enoch and Annie and Philip being that of the sympathetic story teller rather than the self-conscious elocutionist. Her enunciation was perfect and her keen appreciation of the tender passages made itself apparent in her expressive voice, so that without seeming to strive for effect in the least she soon noon in honor of Mrs. Edwin Mumm Berhad her hearers wiping away the tears as their hearts were touched with the pathos of the old familiar poem. The piano music of Strauss is a definite expression of the lives, the thoughts and the emotions of the characters in the poem. There is a distinct melody designating each character and the careful listener becomes engrossed in following Enoch and Annie and Philip through the wonderful harmonies of the work. Mrs. Mooney's playing was notable for its smoothness and for a precision of intelligence and a refinement that left no room for criticism. Her performance was entirely worthy of the reputation she has earned as one of the best planists of this city. Preceding the recital of "Enoch Arden"

the beautiful spring song of Bargiel was rendered by a chorus of women's voices. Miss Nannette Grote, an accomplished harpist, played two selections delightfully, and Mrs. Ida Gray Scott gave three vocal offerings. Mrs. Scott was in excellent voice and all three of her numbers were much enjoyed. She sang "Heart Longings," by Gerritt Smith; "Imogene," by Frank Sawyer, and "The Rock-a-bye Chair," by Paul Teighert, of Indianapolis. Mr. Teighert himself played her piano accompaniments in pleasing style.

Children's Outing Society.

An entertainment under the auspices of the Children's Outing Organization will be

play has proved very successful during its render seven or eight vocal selections. The road tour. Much has been written upon the musicale is under the auspices of the Bapbers of the Mendelssohn Quartet, of Cincinnati, assisted by Marguerite Smith, late of the Smith sisters, in her child imper-

The Children's Outing Organization has the reputation of being the first of its kind that has taken charge of little children during the summer months. It began its work three years ago, and each year the work has increased greatly. It is to collect funds to further the work for this summer that the entertainment will be given. Tickets for the entertainment will be placed on sale ice in the presence of the relatives and at the Starr piano store next Saturday aft-

CITY NEWS ITEMS.

Mary Adams, an inmate of the county asylum, died yesterday afternoon of con-sumption. She was twenty-seven years old. She was born in Kentucky. A dramatic entertainment by the Silent

Hoosier Athlete Club will be given in the chapel of the Institution for the Deaf tomorrow evening and Saturday evening. It is announced that the Rev. Worth M Tippy, pastor of the Broadway M. E. Church, has been tendered a call to the First M. E. Church in Anderson. Mr. Tippy has the call under consideration. Rev. R. D. Biedermann, a minister of he German Lutheran faith at Kendallville, has received a call to a congregation of

Word has been received here of the death of Rudolph Bauer, of 1503 Cornell avenue, who died Tuesday afternoon on a train near South McAllister, I. T., while en route failing health for some time, and went to Texas two weeks ago for his health. He was formerly employed in the Big Four shops in Brightwood.

The members of the Art Association have purchased two fine pictures which now dorn the walls of the John Herron Art nstitute at Sixteenth and Pennsylvania streets. One of the pictures is a pen-andink drawing of John Addington Symonds, the English writer, made by Samuel Richards. The other is an Indian head of "Flatiron Chief," painted by J. H. Sharp, of Cincinnati. A girl waif, three months old, left alone

in the hall of a public building on Washington street, between Alabama and New Jersey, and covered prominently with marks of confluent smallpox, was taken to the detention hospital last night. How the child came to be in the building is not known. It was discovered wrapped in warm clothes, but no note of identification was obtainable.

Students of Butler College met yesterday and appointed J. Walter Carpenter, Miss Mary Dickson and C. F. McElroy a committee to prepare resolutions condemning the practice of "cribbing" at examinations. Cheating at examinations was generally condemned, but some of the students ventured the opinion that the statements of Miss Dora Rebecca Alter, of Blairsville, the practice at Butler College were exag- sioners, etc., \$16.20.

freight house for the Pennsylvania Rail- law which requires written contracts with road Company on South Delaware street, the County Commissioners. Mr. Smith, in fell from a scaffold yesterday afternoon his explanation to the County Commissionand suffered severe injuries. His right ear | ers before the suit was filed, furnished satwas nearly cut off, lower lip badly lacer- isfactory authorities and references in de-ated and his right wrist sprained. He was cisions of the Indiana Supreme Court showtaken to the City Dispensary, where Dr. Towles dressed his injuries. He was then taken to his home at 1227 Madison avenue.

HOME DRESSMAKING HINTS.

By MAY MANTON.

Shirtwaists are among the desirable things of which no woman ever yet had too many. The stylish model illustrated includes the latest features in the graduated box plait and the wide tucks that extend to yoke depth. The original is made of white mercerized vesting, with dots of blue, and is trimmed with ornamental pearl buttons, but all waisting materials, cotton, linen, wool

The waist consists of fronts, back and plait. The back is plain and drawn down in gathers at the waist line, but the fronts



helt. The graduated plait is joined to the right edge and is hooked over invisibly onto the left. The sleeves are the new ones that fit smoothly at the shoulders but form wide puffs over the narrow straight cuffs. At the neck is a stock cut with the fashionable clerical point. The quantity of material required for the medium size is 4% yards 21 inches wide, 4 yards 27 inches wide, 2½ yards 32 inches wide or 2 yards 44 inches wide. The waist pattern 4370 is cut in sizes for 6, 38, 40 and 42-inch bust measure.

PATTERN COUPON For patterns of garment illustrated above send 10 cents (coin or stamps.) Cut out illustration and inclose it in letter. Write your name and address distinctly and state number and size wanted. Address Pattern Dept., The Journal, Indianapolis, Ind. Allow one week for return of pattern.

A King Deposed.

He sat in the darkness weeping By the gates of his empire closed, A ruler stripped of his purple, A king from his realm deposed.

They passed him, going to worship; And, wistful, behind he crept; And coldly they bade him be silent Because that the new king slept.

They lifted him up to the cradle, Their fingers laid on their lips, And he touched one baby dimple With his own little finger tips. Then they sat him down in the nursery,

A wan little love-lorn heap; And he lay with his child's heart breaking, Sob-sobbing himself to sleep, They have taken his baby scepter, They have taken his robe and crown;

They have driven him out of his palace, And fluttered his house flag down. And a new king rules in his kingdom;
For him are the gold gates closed;
And they think that he does not notice—

Ah! Poor little king deposed! .

-Will H. Ogilvie, in Century.

HAD GOT DESPERATE. Bings-What are you going to do wit that stick of dynamite, old man? Bangs-I'm going to blow a porous plas-

Wee Prices

Lady's diamond ring, \$25.00; gent's diamond ring, \$65.00. As the above rings are very good for the money would be please to have you examine. J. P. MULLALLY, given Friday night, March 20, in Roberts | Jeweler, 28 Monument Place.

ALLOWANCES MADE TO COUNTY AUDITOR WERE LEGAL.

Judge Carter Decides that County Commissioners Had Every Right to

Grant Additional Pay.

Judge Vinson Carter, in Superior Court, Room 3, yesterday effectually set at rest the contention of certain Democratic taxpayers of Marion county that fees have been illegally collected by County Auditor Harry B. Smith in a decision against the Board of County Commissioners in its suit for the recovery of \$11,748.09, alleged to have been unlawfully received by Smith. The suit was filed some time ago at the instigation of Romus F. Stuart, of this city, who made a formal demand on the County Commissioners to proceed for the has not yet decided whether to accept or recovery of the money under the statutory provision which compels the demand to be first made on the commissioners. The law provides that should the commissioners home from Texas. Mr. Bauer had been in | fail to sue for the recovery of the funds a taxpayer may do so and receive a portion of the funds collected as his commission for the interest taken.

The several items allowed by the commissioners to the auditor which were contested are as follows:

Making fourteen volumes of new record

of tax sales, including a general index and a copy of tax sales for 1899, for the county treasurer, \$1,235.01. Making an index of tax sales and recrds of school fund loans, \$410. Making register of the bonds of the coun-Placing street numbers and addresses of

taxpayers on the tax duplicate for the

years 1899, 1900 and 1901, \$350 a year, \$1,050. Twenty days' service on the Board of Review for 1901 and for 1902, at \$3 a day, \$120. Changing the election precincts in 1900, For money paid out to others in making precincts for election in 1902, \$1,126.25. Making new copies of maps and plats and additional maps and plats of lots and lands in Marion county, paid at various dates, from Oct. 8, 1900, to July 20, 1902,

For postage stamps, telephone, etc. Cash paid for railroad fares of commis-John O. Kirsh, a bricklayer employed in | titled to those which charged for the makthe construction of a wall at the new ing of plats and that he complied with the cisions of the Indiana Supreme Court showing that none of the money received was wrongfully charged. The commissioners agreed with him and County Attorney Hugg said he thought that all of them were authorized in the law. On Mr. Hugg's advice the suit was entered in order that Stuart might not sue. The commissioners and Mr. Hugg wanted the matter set at rest, and Auditor Smith thought that suit was unavoidable in his vindication of the

> benefit of other county officers as well as his successors in office that an interpretation of the fee and salary law was necessary in the specific instances cited. In Judge Carter's decision he refers to the case of Seller vs. the State, recently decided by the Appellate Court, which legalizes the allowances for pay of county auditors for services on county boards of review. He also refers to a recent decision which settles the controversy over the allowances for postage and car fare.
> In interpreting the statute which pro-

charges. Mr. Smith stated that he felt

ready at any time to contest the case in

courts and that he felt that for the

vides that no allowances shall be made any county auditor unless in cases of "indispensaole public necessity," and allowances to be entered of record as a part of the board's order making the allowances, Judge Carter held that the commissioners were right in making the allowances to Smith.

HIGHER COURTS' DECISIONS.

Temporary Injunction Against Green-

castle Councilmen Removed. The Supreme Court yesterday dissolved the temporary injunction forbidding Frank L. Landes and Hubert Jordan to act as councilmen of the city of Greencastle. The Supreme Court holds that the mayor's party in the Council had a legal right to create a new city ward and to choose councilmen to represent it until the next election, and that the appellees' complaint, on which the injunction was issued, does

not state a cause of action. In denying the application of the Great Western Natural Gas and Oil Company or the condemnation of a right of way through Lewis M. Hawkins's land in Delaware county, the Appellate Court held yesterday that a gas company has no power condemn a right of way for its pipe lines except in furtherance of the public purpose of supplying persons generally within a district with gas. The company stated no other reason for taking such a right of way except that it was necessary for the use of the company for its pipe line in the construction of the same from the city of Muncie north to the gas belt. The court held that if it was only intended to pipe gas to Muncie for the company's own use, or to supply a few private customers, and not to supply the public, there could be no condemnation, and that it was necessary for the instrument of appropriation affirmatively to show that public interests are to be served by the proposed

court decision awarding a judgment of \$4,500 against the L. P. Dickinson Coal Company for causing the death of William Unverferth. It appeared that Unverferth's widow of miracles were edified, whatever may be had qualified and sued as administratrix. according to the provisions of the general law, and the court held that she was only what men think and say on this question right as widow.

Charges Him with Cruelty.

In her application for a divorce from John W. Tobin, Mrs. Annie E. Tobin charges her husband with cruelty. She says they were married in January, 1900, and lived together until September, 1902. At that time life with Tobin was unbearable. and they separated. In October her husband made protestations that he would stop drinking, and they were reunited. March 7 was the date of the last separation. Mrs. Tobin says her husband kicked. choked and beat her, and by excessive cles-steps or proofs intended only to comdrinking and cruelty made her unhappy. She demands that she be given \$2,000 alimony from her husband's property, valued at \$5,000, and that the court give her the | nial of this necessarily carries the minds of household furniture.

Boyce Demands \$25,000.

James E. Boyce filed a suit for damages yesterday for injuries received on the Union Railway tracks on March 30, 1901. Boyce claims that he was walking across the tracks when run down by a L. E. & W. passenger train and was badly injured. He blames the Union Railway for negligence in failing to have perfect safety gates. Boyce's complaint contains two paragraphs and a demand for \$25,000 dam-

Ruckelshaus Moves. The Criminal Court did not work yester-

day, but Prosecutor John C. Ruckleshaus did. Mr. Ruckelshaus moved his household effects from 415 Wolcott street to 2213 with the sooty ends of stove pipe lengths during the day. His move was not prompted by the theory that it is cheaper to move than to pay rent, as he recently purchased his Central-avenue home from Preston Ru-

Britton Is Receiver.

Judge Leathers yesterday appointed Charles O. Britton receiver of the plant of the National Manufacturing and Supply Company, of this city. The petition for a receiver was by Lillian R. Neisler, who alleges that the firm is insolvent and indebted to her on a note for \$100. The plant has been abandoned and will be sold by the receiver to satisfy its debts.

Controversy Over Cracked Stove. Mrs. Anna Fleming, who sued Emerson

that amount before Justice Shepard, has been required to appear again in the Circuit Court, as Gower appealed from the de-cision. I. L. Wiseman and A. H. Dickey, Mrs. Fleming's attorneys, have liens amounting to \$5.50 on the judgment, so when Mrs. Fleming succeeds in making the judgment "stick" she will owe her attorneys 50 cents. If the case is tried in the Circuit Court the costs will probably aggregate \$50, which must be paid by the losing party.

THE COURT RECORD.

SUPERIOR COURT. Room 1-John L. McMaster, Judge. Ida Wains vs. Indianapolis Street-railway Company. On trial by jury.

Room 2-James M. Leathers, Judge. Lillian R. Neisler vs. National Manufacturing and Supply Company. Plaintiff files application for receiver. Granted. Charles O. Britton appointed receiver.

NEW SUITS. James E. Boyce vs. the L. E. & W. R. R. Co. and the Indianapolis Union Railway Company; damages. Superior Court

Etta Bass vs. Charles Bass; divorce. Su perior Court, Room 2 Mary Norwell vs. Alexander Norwell; di orce. Circuit Court. Lewis McNutt vs. Daniel D. Pike and John Moore; complaint on note. Superior Court, Room 1. Indianapolis Brewing Company vs. Philip Zapf et al.; complaint to foreclose mortgage. Superior Court, Room 1. Annie E. Tobin vs. John W. Tobin; di vorce. Circuit Court.

HIGHER COURTS' RECORD. SUPREME COURT. -Minutes .-

19876. Vincent Ginn vs. State of Indiana

Henry C. C. Appellee granted leave to file briefs. Appellee's brief (8.) 20056. August Cordes et al. vs. Miles E Botterff. Jackson C. C. Appellants' brief (8) on motion to dismiss 19966. Landis vs. Walls. Putnam C. C Reversed. Gillett, J .- Courts of equity will not interfere to determine questions con-cerning the appointment or election of public officers or their title to office. 20009. Frankel vs. Garrard. Delaware C. C. Affirmed. Dowling, J.-1. An amendment making an additional party plaintiff may be made to the complaint without leave before defendant answers the complaint. 2. In an action upon a promissory note where the officer serving the summon makes a false return thereon showing service upon the defendant, when in fact the defendant was at the time a nonresident and not served with process, such false return is a fraud upon the defendant and the court in which the suit is pending, and

is sufficient cause for setting aside a judg-

ment rendered thereon and enjoining its

collection. 3. An action to set aside and enjoin the collection of a judgment for

fraud in its procurement is a direct and not a collateral attack. 4. The assignee of a judgment takes it subject to all defenses hands of the original judgment plaintiff 20000. Peterson vs. Union Tr. Co. Adams C. C. Motion to reinstate appeal overruled. 19876. Ginn vs. State of Indiana. Henry C. C. Appellee granted leave to file briefs. APPELLATE COURT. -Minutes.-

tition and brief (8) for rehearing. 4665. August Beldt vs. Hilary Early. St. loseph C. C. Appellant's demurrer to answer to assignment of errors. Appellant's brief (8) on motion to dismiss. 4710. The Penn Mutual Life Insurance Company of Philadelphia. Vanderburg S. Appellant's brief (8.) 4674. Moses J. Stewart vs. Knight & Jill-son Company. Marion S. C. Appellee's

4068. Alfred Guthrie vs. Adda T. How-land et. al. Martin C. C. Appellant's pe-

Dickason Coal Company vs. Unver-Greene C. C. Reversed. Comstock, J.-1. Where a coal miner is familiar with the conditions of his mine and his helper in his presence examines a ledge of slate in the mine and by the most practicable means, and as a result of such examinaion it is deemed safe such miner assumes the risk when he continues to work therein and on account of his mistaken judgment an accident happens and he is killed by reason of such ledge of slate falling upor him. 2. Where the widow of such miner brings an action for his death under Section 7473, Burns, 1896, the complaint should allege that there were ten or more men used and about such min

Furniture, Carpets 4287. Thomas vs. McCoy. Jay C. C. Af-firmed. Henley, J.-In an action to establish a way of necessity the complaint should show that the owner of the servient estate had been requested by plaintiff to select the location of the way, and that he had failed to select the way when requested or that when requested to do so he had failed to select a way in a reasonable manner, and in case the owner of the servient estate had failed to select the way that plaintiff had selected the route for the same, and a correct description of the route

selected should be averred

4045. Gas and Oil Company vs. Hawkins Delaware C. C. Affirmed. Robinson, J .a corporation organized for gas and oil ourposes can only condemn land for use of a pipe line for purposes authorized by such statute, and the instrument of appropriation should show that it is for the purpos of furnishing gas to the public, and such instrument can only ask for an easemen and not a fee. 2. Where an instrument of appropriation is filed seeking to appropriate certain land for a pipe line the trial court has the right to inquire into the sufficiency of the instrument of appropriation when i properly and seasonably questioned, and is the duty of such court to refuse to appoint appraisers unless it appears upor the face of the proceedings that the par-ticular petitioner has brought itself substantially within the terms of the statute conferring the power which it is asked to limits the right of eminent domain. 4. Ir determining whether a proposed use is public the court must look to the propose manner of doing it as well as to the character of the business done. 3620. Jarvis vs. Hitch. Gibson C. C. Pe tition for rehearing overruled.

4231. Kirkham vs. Moore. Hancock C. C. Petition for rehearing overruled. 3854. Dixon vs. Eikenberry. Howard C C. Petition for rehearing overruled

Miracles and Spiritual Truth.

To the Editor of the Indianapolis Journal: Certainly many who heard and read Judge said of his critics. In putting estimates on entitled to recover by a suit in her own it may not be amiss, in view of some of the criticisms, to call to mind the fact that the thousands of the world who have attained to the greatest learning in art, literature, language and science, to the highest places in kingdoms and republics, and whose lives have been the most inspiring and helpful to mankind the world over, and in all ages, have believed and talked on this question as Judge Baldwin believes and talked.

> As more than hinted by the judge, the larger things, such as the divinity of Christ, includes the smaller things, such as miramand recognition of this-is the essential point of all discussion on the subject. Desuch over Niagara, and with such persons proofs and arguments are lost utterly. Consider for a moment the possibilities of a Galinger was found with smallpox. The man who begins the study of a subject-a science-with the stolid utterance that the Gaughey fears additional cases will de author of it, and the teacher, lies; and if, after having been put into possession of the facts affording the rational proofs of and only two of them had been vaccinated. its truth, such as have swayed all great minds, he still says it is lies, what more need be said to him? It is said of Christ that "many believed

in His name when they saw the miracles which He did." And, again, Christ said of himself, after raising one who had been dead four days, that He did this that "many may believe that Thou (the Father) hast sent me." Possibly some do not take into account the fact that, while intellectual powers lead strongly up to some knowledge of spiritual truth, the latter is gained only in any sense of fullness by spiritual apprehension of it. And this, again, is Greek to one who has no clear apprehension of the Central avenue, and was busily engaged | fact that man has as distinctly a spiritual side of his being as he has intellectual and material sides.

> Too many single out spiritual truth and say "no" without any attempt to put themselves in the attitude prescribed, in which they might acquire knowledge of it. That no one can know spiritual truth by human knowledge alone has abundant proof afforded by struggling Athens before God was revealed there. The people of that city had arisen to heights in human strength | coffee and drink Postum. and acumen as none without revelation ever did. They could dedicate to 30,000 gods and yet confess the "unknown God" in a final struggle before Paul visited them with the gospel

Jesus Christ has epitomized the whole philosophy of spiritual knowledge: "If any man will do his will he shall know of the doctrine, whether it be of God or whether | for fear she could not find it where she was I speak of myself." What right has any going.



Ignorance Blows out the gas and furnishes

the newspapers with a jest and an obituary notice. "Didn't know it was loaded" may be an honest plea, but it never brought a victim back to life Those who let a cough run on, in ignorance of the danger, find no escape from the consequences when the cough develops into lung trouble.

The best time to kill a snake is in the egg. The best time to cure a cough is when it starts. Ordinarily, a few doses of Dr. Pierce's Golden Medical Discovery will cure a cough at the beginning. But even when the cough is deepseated, the lungs bleed and the body is wasted by emaciation, Dr. Pierce's Golden Medical Discovery will in ninety-eight cases out of every hundred effect

a perfect and permanent cure. "My husband had been coughing for years and people frankly told me that he would go into consumption," writes Mrs. John Shireman, of No. 265 25th Place, Chicago, Ill. "He had such terrible coughing spells we not only grew much alarmed but looked for the bursting of a blood-vessel or a hemorrhage at most any time. After three days' coughing he was too weak to cross the room. The doctor did him no good. I stated the ease to a druggist, who handed me a bottle of Dr. Pierce's Golden Medical Discovery. My husbands recovery was remarkable. In My husbands recovery was remarkable. In three days after he began using Dr. Pierce's Golden Medical Discovery he was up and around, and in two more days he went to work. Two bottles cured him."

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the sciences before they make any attempt thetic position when they refuse to comp with so easy a condition to know spiritual Baldwin's recent eminently fair discussion | truth. They realize the necessity for strong intellectual powers to understand human knowledge, but ignore the fact that they have a spiritual nature as certainly and surely as they have an intellectual, and that it is the correspondence of the spiritual side of life with God, who is a spirit, by which they are made to apprehend spiritual truths. Like the Athenians, they test it all

by human intellect, and, not finding, say It is, perhaps, well that Christ nowhere predicates His power to save men on their elief in His miracles. He certainly makes the condition easy in saying that "If any man will do His (the Father's) will he shall know of the doctrine," and intellectually all men understand that they are saved from ignorance about astronomy or other sc ence when they submit themselves to the conditions of the teacher.

JOHN B. CONNER.

Quarantined in a Box Car. Dr. Samuel McGaughey, county health officer, has placed under quarantine an L.

Indianapolis, March 11.

velop. The seven men all live at Bluffton

E. & W. work car near the Fair grounds,

among the crew of which is a man named

men will remain in the car, as Dr. Mo-

Because He Has Been Over the Road.

HE CAN.

A grocer down in Texas said that when he first put in a stock of Postum Food Coffee he concluded to try it himself to know how well he could recommend it is his customers. He says: "I quit using coffee and had Postum prepared according to directions on the package and found it a most healthful, toothsome beverage.

I had been troubled seriously with stomach trouble, but after leaving off coffee and using Postum I gradually got better and better. That interested me so I persuaded my mother-in-law, who is over sixty and a confirmed coffee drinker, to qu

trouble and food coming up in her throu after eating. As soon as she quit coffee and began using Postum this distress stopp and she has been getting better and better A short time ago a lady who was startin West bought up my entire stock of Postu-

She has suffered for years with stomach

From my own experience one can readily Mrs. Anna Fleming, who sued Emerson only condition of spiritual knowledge by cracked stove and recovered judgment for deny the truths of human knowledge and of the Creek, Mich. Name given by Postum Co., Bat-